



List state of affairs draft national ordinances January 1, 2018

NO	TITLE	DOCUMENTS EXCHANGED	PHASE	ON INITIATIVE OF	DESCRIPTION	REMARKS
003	Initiative National Ordinance amending Book 7A of the Civil Code (National Ordinance elimination improper use of employment contracts) (Parliamentary Year 2010-2011-003)	1. Presentation dated 06/06/11 2. Draft dated 06/06/11 3. Elucidation dated 06/06/11 4a. Advice Council of Advice dated 15/09/11 4b. Further report dated 03/04/12 4c. Advice SER dated 18/09/12	Parliament must bring out a report	<ul style="list-style-type: none"> - William V. Marlin - George C. Pantophlet - Lloyd J. Richardson - Frans G. Richardson - Hyacinth L. Richardson - Louie E. Laveist 	This draft aims to adopt rules to reduce or eliminate the improper use of employment contracts for short-term positions which essentially have a lasting and / or permanent nature.	
024	Initiative National Ordinance establishing rules and amending the Island Ordinance of July 26, 2010 laying down rules on the granting of a concession for the generation and supply of electricity (Ordinance electricity concession) AB 2010 no. 27, for the promotion of the efficient use and control of the cost of energy (Parliamentary Year 2011-2012-024)	1. Presentation dated 21/03/12 2. Draft dated 21/03/12 3. Elucidation dated 21/03/12 4a. Advice Council of Advice dated 07/09/12	Initiative takers must bring out reaction	<ul style="list-style-type: none"> - Roy R. Marlin - Petrus L. de Weever - Patrick G. Illidge 	This draft national ordinance intends to introduce rules and to change the Island ordinance of July 26, 2010 (AB 2010, no. 27) comprising rules about the issuing of concession for the generation and supply of electricity (Ordinance electricity concession) to promote an effective use of energy and management of costs.	
027	Initiative National Ordinance amending the Room Tax Ordinance Sint Maarten (Parliamentary Year 2011-2012-027)	1. Presentation dated 03/07/12 2. Draft dated 03/07/12 3. Elucidation dated 03/07/12 4a. Advice Council of Advice dated 28/09/12 4b. Reaction dated 24/10/13	Parliament must bring out a report	<ul style="list-style-type: none"> - Silvia V. Meyers-Olivacce - Johan E. Leonard - Ruth A.G. Douglass - Jules C. James 	This draft intends to modify the tariff structure for the levying of room tax on the availability of premises in a property or a part thereof by means of a time-	1

					sharing for the purpose of changing the staying of persons and to supplement the provisions on monitoring of implementation of the Room tax Ordinance of Sint Maarten.	
033	Initiative National Ordinance amending the ordinance protection of nature St. Maarten of September 1, 2003 (AB 2003, no. 25) (Parliamentary Year 2012-2103- 033)	1. Presentation dated 11/04/13 2. Draft dated 11/04/13 3. Elucidation dated 11/04/13 4a. Advice Council of Advice dated 25/04/13	Initiative takers must bring out reaction	- Frans G. Richardson - Johan E. Leonard	This draft intends to impose a ban on importing, producing, providing, selling and distributing plastic disposable bags as well as amending some terms in the national ordinance.	
037	Initiative Ordinance establishing a Timeshare Authority (Sint Maarten Timeshare Authority Ordinance) (Parliamentary Year 2013-2104-037)	1. Presentation dated 08/01/14 2. Draft dated 08/01/14 3. Elucidation dated 08/01/14 4a. Advice Council of Advice dated 03/07/14 4b. Reaction dated 21/06/16 5. Final report dated 31/08/16 6. Memorandum in response of report dated 14/02/17	Currently in Public Meeting	- Petrus L. de Weever	This draft aims to ensure the maintenance of consumer protection in timeshare and to ensure the effective settlement of conflicts between stakeholders, to entrust these tasks to a public body to be set up by a national ordinance.	This draft has been taken over by Sarah A. Wescot-Williams.
062	National Ordinance amending the National Ordinance on Administrative Justice (Parliamentary Year 2014-2015-062)**	1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 Attachment. Advice Council of Advice dated 02/04/15 4. Final report dated 02/04/15	Parliament must bring out a report	Government	Parliament NA number 3703 This draft intends in accordance with	

					<p>article 42, third and fourth paragraphs of the Cooperation Agreement Netherlands Antilles and Aruba, article 103 of the Constitution of the Netherlands Antilles, and in order to promote the effectiveness and effectiveness of administrative case law, to change on some points the National Ordinance administrative case-law.</p>	
064	<p>National Ordinance establishing rules on media policy (Media National Ordinance) (Parliamentary Year 2014-2015-064)**</p>	<p>1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 Attachment. Advice Council of Advice dated 02/04/15 4. Preliminary report dated 02/04/15</p>	<p>Parliament must bring out a report</p>	<p>Government</p>	<p>Parliament NA number 3222</p> <p>This draft intends to secure the separation of regulations in the area of media and telecommunication policies, laying down detailed rules for media policy on the basis of sobriety and flexibility, setting up a Media Council and laying down detailed rules on the administrative enforcement of the media policy obligations.</p>	

065	Initiative National Ordinance amending the Criminal Code of the Netherlands Antilles (Parliamentary Year 2014-2015-065)**	<ol style="list-style-type: none"> 1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 4. Letter initiative takers concerning state of affairs draft dated 02/04/15 5. Request advice Council of Advice dated 02/04/15 6. Letter to MinJUS concerning request advice to other advisory bodies dated 02/04/15 7. Letter from initiative takers concerning complaint delay handling draft dated 02/04/15 8. Letter from PLKP concerning taking over the draft dated 02/04/15 9. Letter from MAN concerning the request speed up handling draft dated 02/04/15 10. Letter from MAN concerning complaint not handling dated 02/04/15 11. Letter from MinJUS concerning the state of affairs draft dated 02/04/15 12. Letter from MAN concerning taking over draft again dated 02/04/15 13. Reminder request advice Council of Advice dated 02/04/15 14. Reminder letter to MinJUS concerning request advice to other advisory bodies dated 02/04/15 15. Letter MinJUS concerning advice Council of Advice dated 02/04/15 16. Preliminary report dated 02/04/15 	Parliament must bring out a report	D.F. Martina S.H. Inderson	Parliament NA number 2413 This draft aims to amend the Penal Code of the Netherlands Antilles to further improve the position of the victim of criminal offenses.	This draft was initiated by Members of Parliament of the former Netherlands Antilles.
066	Initiative National Ordinance amending the Code of Criminal Procedures (Parliamentary Year 2014-2015-066)**	<ol style="list-style-type: none"> 1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 4. Advice request to Council of Advice dated 02/04/15 5. Letter to MinJUS concerning request advice to other advisory bodies dated 02/04/15 6. Letter to MAN concerning speeding up handling draft dated 02/04/15 7. Letter from MinJUS concerning state of affairs draft dated 02/04/15 8. Letter from MAN concerning taking over again draft dated 02/04/15 	Parliament must bring out a report	D.F. Martina S.H. Inderson	Parliament NA number 2414 This draft intends to amend the Code of Criminal Procedure to further improve the position of the victim of criminal offenses.	This draft was initiated by Members of Parliament of the former Netherlands Antilles.

		9. Reminder request advice to Council of Advice dated 02/04/15 10. Reminder letter to MinJUS concerning request advice to other advisory bodies dated 02/04/15				
067	Initiative National Ordinance amending the Criminal Code of the Netherlands Antilles (Parliamentary Year 2014-2015-067)**	1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 Attachment. Advice Council of Advice dated 02/04/15	Parliament must bring out a report	D.A.S. Lucia F. Metry J.E. Abraham J.R. Hassel P. Attacho Etc.	Parliament NA number 3016 This draft aims to introduce special arrangements for the application of the minimum penalty in case of a robbery attack (atrako) where a firearm has been used.	This draft was initiated by Members of Parliament of the former Netherlands Antilles.
068	Initiative National Ordinance establishing regulations regarding the mandatory placement of secondary vocational education (SBO Internship Regulation) (Parliamentary Year 2014-2015-068)**	1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 4. Request advice Council of Advice dated 02/04/15 5. Letter to MinOCJS concerning request advice other advisory bodies dated 02/04/15 6. Letter from President to initiative takers concerning the state of affairs draft dated 02/04/15 7. Letter Chamber of Commerce concerning the draft dated 02/04/15 8. Letter initiative takers concerning the status of draft pertaining to advices MinOCJS dated 02/04/15 9. Reminder letter to MinOCJS concerning request advice other advisory bodies dated 02/04/15 10. Letter from MinOCJS concerning advices dated 02/04/15 11. Letter from initiative taker concerning state of affairs draft dated 02/04/15 12. Advice Council of Advice dated 02/04/15 13. Presentation by MinOCJS of advice Council of Advice dated 02/04/15	Parliament must bring out a report	G.H.E. Camelia N.G. Navarro	Parliament NA number 3208 This draft intends to provide the intern with the opportunity to develop good professional attitude and professional skills.	This draft was initiated by Members of Parliament of the former Netherlands Antilles.

069	Initiative National Ordinance amending the Ordinance Supervision of Trust (P. B., 2003, no. 114) (Parliamentary Year 2014-2015-069)**	1. Presentation dated 02/04/15 2. Draft dated 02/04/15 3. Elucidation dated 02/04/15 Attachment. Advice Council of Advice dated 02/04/15 4. Final report dated 02/04/15	Parliament must bring out a report	D.A.S. Lucia F. Metry P. Attacho Etc.	Parliament NA number 3423 This draft intends to amend the National Ordinance Supervision Trust, which entered into force on January 1, 2004 and to align with the law on corporations as a result of the introduction of Book 2 of the new Civil Code (P.B. 2004, no. 6) and to take over the suggestions made on certain points by the Council of Advice in the establishment of the National Ordinance Supervision Trust.	This draft was initiated by Members of Parliament of the former Netherlands Antilles.
072	Initiative National Ordinance amending the National Ordinance on Admission and Expulsion (Parliamentary Year 2014-2015-072)	1. Presentation dated 05/06/15 2. Draft dated 05/06/15 3. Elucidation dated 05/06/15 4a. Advice Council of Advice dated 28/07/15 4b. Reaction dated 08/02/16	Parliament must bring out a report	- Maurice A. Lake	This draft intends to charge for the processing of applications for permits for temporary residence or stay and any other statements.	
073	Initiative National Ordinance altering the National Ordinance restriction tobacco use (Parliamentary Year 2014-2015-073)	1. Presentation dated 08/06/15 2. Draft dated 08/06/15 3. Elucidation dated 08/06/15 4a. Advice Council of Advice dated 31/08/15	Initiative taker must bring out reaction	- Van Hugh C. de Weever	This draft aims to expand the National Ordinance to restrict the use of tobacco with the prohibition of using tobacco products in	

					publicly accessible rooms, work spaces and public transport as well as to impose a fine in this national ordinance.	
075	Initiative National Ordinance amending article 50 paragraph 2 of the License Ordinance (National Ordinance adaptation age sales of alcohol Permit Ordinance) (Parliamentary Year 2014-2015-075)	1. Presentation dated 22/07/15 2. Draft dated 22/07/15 3. Elucidation dated 22/07/15 4a. Advice Council of Advice dated 04/11/15 4b. Reaction dated 12/12/16	Parliament must bring out a report	- Silveria E. Jacobs	This draft aims to establish rules to restrict the use of alcoholic beverages by juveniles and to align the content of the License National Ordinance with the content of the Penal Code.	
076	Initiative National Ordinance amending the Electoral Ordinance and the National Ordinance basic personal records (Parliamentary Year 2014-2015-076)	1. Presentation dated 12/08/15 2. Draft dated 12/08/15 3. Elucidation dated 12/08/15 4a. Advice Council of Advice dated 26/11/15	Initiative taker must bring out reaction	- Leona M. Marlin-Romeo	This draft intends to amend the Electoral Ordinance and the National Ordinance basic personal records, in order to extend the right to vote with certain groups of non-residents and to tighten up the procedures regarding voting rights and the basic administration of Sint Maarten.	
078	Initiative National Ordinance for setting up the Small Claims Court Sint Maarten (Parliamentary Year 2014-2015-078)	1. Presentation dated 19/08/15 2. Draft dated 19/08/15 3. Elucidation dated 19/08/15 4a. Advice Council of Advice dated 26/11/15	Initiative taker must bring out reaction	- Leona M. Marlin-Romeo	This draft intends to lay down detailed rules regarding the setting and manner of proceedings in cases with claims representing a value of Naf	

					5.000, - or less, interest and costs not included.	
079	Initiative National Ordinance amending the cinema Regulation in connection with the amendment of the duties, composition, tenure and other changes to the vetting (Parliamentary Year 2014-2015-079)	<ol style="list-style-type: none"> 1. Presentation dated 19/08/15 2. Draft dated 19/08/15 3. Elucidation dated 19/08/15 4a. Advice Council of Advice dated 04/11/15 	Initiative taker must bring out reaction	- Tamara E. Leonard	This draft aims to modernize the Cinema Ordinance by altering the rights and composition and duration of the selection committee and placing the ultimate responsibility for bringing children under the age of 18 to a film found by the committee as being inadmissible for children by the parents or guardians of these children.	
082	National Ordinance amending the Civil Code and some other national ordinances relating to the replacement of the seventh title A of Book 7A with a new Title 10 of Book 7 regulatory requirements for employment (Parliamentary Year 2015-2016-082)	<ol style="list-style-type: none"> 1. Presentation dated 02/12/15 2. Draft dated 02/12/15 3. Elucidation dated 02/12/15 4a. Advice Council of Advice dated 02/12/15 4b. Further report dated 02/12/15 5. Final report dated 17/08/17 6. Memorandum in response of report dated 04/12/17 7. Amendment Member S.A. Wescot-Williams dated 05/12/17 8. Amendment Member T.E. Leonard dated 05/12/17 <p><i>(This draft was actually received on November 13, 2015. However, the presentation (No. 1) was missing and the file was returned to the Government. On December 2, Parliament received the full draft again).</i></p>	Currently in Public meeting	Government	This draft intends to introduce new rules on employment contracts, replacing the seventh Title A of Book 7A of the Civil Code with a new Title 10, entitled Labor Agreement, in Book 7 of that Code.	
084	National Ordinance amending the National Ordinance Spatial Development Plan in connection with the	<ol style="list-style-type: none"> 1. Presentation dated 14/01/16 2. Draft dated 14/01/16 3. Elucidation dated 14/01/16 4a. Advice Council of Advice dated 14/01/16 4b. Further report dated 	Currently in Public meeting	Government	This draft intends to reaffirm article 28a of the National	

	reintroduction of article 28a (Parliamentary Year 2015-2016-084)	14/01/16 5. Final report dated 18/04/16 6. Memorandum in response of the report dated 17/05/16			Ordinance Spatial Development Planning in the interests of proper spatial planning and the protection of future destinations.	
085	Initiative National Ordinance containing rules regarding the integrity of the (candidate) Ministers (National Ordinance integrity (candidate) Ministers) (Parliamentary Year 2015-2016-085)	1. Presentation dated 20/01/16 2. Draft dated 20/01/16 3. Elucidation dated 20/01/16 4a. Advice Council of Advice dated 20/01/16	Initiative taker must bring out reaction	- Van Hugh C. de Weever	This draft aims to provide transparency regarding the procedures followed in the assessment of candidate ministers before making a nomination.	
088	Initiative National Ordinance amending the Constitution (AB 2010 no. GT 1) to expand the tasks of the Constitutional Court and adaptation to the National Ordinance Constitutional Court (AB 2010 GT no. 29) and the National Ordinance Ombudsman (AB 2010 GT no. 20) in connection with the amendment of the Constitution (Parliamentary Year 2015-2016-088)	1. Presentation dated 18/07/16 2. Draft dated 18/07/16 3. Elucidation dated 18/07/16 4a. Advice Council of Advice dated 26/10/16	Initiative taker must bring out reaction	- Sarah A. Wescot-Williams	This draft intends to expand the tasks of the Constitutional Court and to implement some legislative improvements in the Constitution and the National Ordinance Ombudsman.	
090	National Ordinance containing general regulations concerning administrative enforcement of legal stipulations (National Ordinance administrative enforcement) (Parliamentary Year 2015-2016-090)	1. Presentation dated 05/08/16 2. Draft dated 05/08/16 3. Elucidation dated 05/08/16 4a. Advice Council of Advice dated 05/08/16 4b. Further report dated 05/08/16 5. Final report dated 25/10/17 6. Memorandum in response of report dated 06/03/17 and 14/08/17	Ready for Public meeting	Government	This draft intends to establish by national ordinance general rules of administrative law as required by article 105 of the Constitution.	

097	National Ordinance amending the Constitution for expanding the circle of voters of Parliament (Parliamentary Year 2016-2017-097)	1. Presentation dated 21/09/16 2. Draft dated 21/09/16 3. Elucidation dated 21/09/16 4a. Advice Council of Advice dated 21/09/16 4b. Further report dated 21/09/16	Parliament must bring out a report	Government	This draft intends to expand the circle of voters for the elections for the Parliament.
103	National Ordinance stipulating the Budget for Country Sint Maarten for the service year 2018 (National Ordinance Budget 2018) (Parliamentary Year 2016-2017-103)	1. Presentation dated 30/08/17 2. Draft dated 30/08/17 3. Elucidation dated 30/08/17 4a. Advice Council of Advice dated 30/08/17 4b. Further report dated 30/08/17 4c. Advce CFT dated 30/08/17	Parliament must bring out a report	Government	This draft aims to, in accordance with article 100, paragraph 1, of the Constitution of Sint Maarten, to establish the budget of the country for the service year 2018 and if necessary to grant this national ordinance retroactive effect until January 1, 2018.

*From these drafts (certain) documents are missing in the archives.

**These drafts of Dutch-Antillean origin were taken over based on additional Article IV of the Constitution by the Parliament of Sint Maarten.